

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

BLACK LOVE RESISTS IN THE RUST, *et al.*,
on behalf of themselves and all those similarly
situated

Plaintiffs,

No. 1:18-cv-719

v.

CITY OF BUFFALO, *et al.* ;

Defendants.

**UNOPPOSED MOTION FOR ISSUANCE OF UPDATING SUBPOENA
TO NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES**

Upon the accompanying Declaration of Edward P. Krugman, Plaintiffs hereby move **UN-
OPPOSED** for an order approving the issuance of a subpoena *duces tecum* to the New York State Department of Motor Vehicles (“DMV”) in the form annexed hereto as Exhibit B. A proposed form of Order is annexed as Exhibit A. This motion seeks updated driver-address information of the type sought and obtained in ECF #122 (the “Prior Motion”). As the Court is aware from the Prior Motion, the DMV requires prior judicial approval before it will honor a subpoena for the type of information sought herein.

The Prior Motion sought the addresses of all New York-licensed drivers who were issued traffic tickets by the Buffalo Police Department in the period January 1, 2012 to December 31, 2020. Plaintiffs have now obtained ticket information for the period October 1, 2020 to December 31, 2021 (the three-month overlap is intentional and addresses potential reporting lags), and this motion seeks the addresses of the New York-licensed drivers who were issued tickets by the BPD in that later timeframe.

WHEREFORE, Plaintiffs respectfully request entry of the Order annexed hereto as Exhibit A,
directing issuance of the subpoena annexed hereto as Exhibit B.

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Dated: August 10, 2022

CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2022, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Western District's Local Rules, and/or the Western District's Case Filing Rules & Instructions upon all counsel registered through the ECF System.

/s/ Edward P. Krugman